

UNITED STATES DISTRICT COURT

CENTRAL DIVISION

District of MASSACHUSETTS

CHRISTIAN SCHWENK

SUMMONS IN A CIVIL ACTION

V.

AUBURN SPORTSPLEX, LLC,  
DENNIS NATOLI, JOHN NATOLI,  
PETER NATOLI

CASE NUMBER:

05-40071 FDS

TO: (Name and address of Defendant)

AUBURN SPORTSPLEX, LLC., c/o Peter Natoli, resident agent  
406 Treasure Island  
Webster MA 01570

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

Paul E. Linet, Esq.  
Law Offices of Paul E. Linet, P.C.  
Post Office Box 533  
Acton MA 01720

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

SARAH A. THORNTON

CLERK

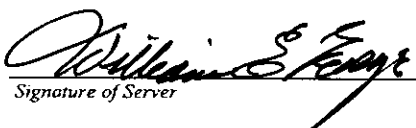
(By) DEPUTY CLERK

*Sherry Jones*

DATE

5/11/05

AO 440 (Rev. 8/01) Summons in a Civil Action

RETURN OF SERVICE		
Service of the Summons and complaint was made by me <sup>(1)</sup>	DATE May 13, 2005 @1:05pm	
NAME OF SERVER (PRINT) William E. George	TITLE Constable	
Check one box below to indicate appropriate method of service		
<input type="checkbox"/> Served personally upon the defendant. Place where served:  <input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left:  <input type="checkbox"/> Returned unexecuted:  <input checked="" type="checkbox"/> Other (specify): giving said copy in hand to John Natoli, President of Corp., and Agent to accept service. Said service was effected at: 13 Gilbert Way, Millbury, MA 01527.		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL \$0.00
DECLARATION OF SERVER		
<p>I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.</p> <p>Executed on <u>5/13/05</u> Date</p> <p style="text-align: center;"> Signature of Server</p> <p style="text-align: center;"><u>340 Main St., Worcester, MA 01608</u> Address of Server</p>		

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.